

CITY COUNCIL OF THE CITY OF SEAT PLEASANT, MARYLAND

Ordinance No.: O-15-03

Introduced by: City Council

Date Introduced: December 1, 2014

First Reading: December 1, 2014

Second Reading: January 5, 2015

Date Adopted: January 5, 2015

Date Effective: February 3, 2015

AN ORDINANCE concerning

CHAPTER 12 – City Hall

FOR the purpose of enacting a new Chapter 12 – City Hall of the Code of the City of Seat Pleasant for the purposes of authorizing the City Administrator to establish the hours of operation of City Hall and the deviation from the same, subject to the City Council’s approval, and providing that a violation of this Ordinance shall be punishable as a municipal infraction, in addition to any applicable criminal penalties; providing that the title of this Ordinance shall be deemed a fair summary and generally relating to City Hall in the City of Seat Pleasant.

BY enacting Chapter 12 – City Hall
Sections 12-1 and 12-2
Code of the City of Seat Pleasant (1994 Edition, as amended)

WHEREAS, pursuant to § C-501(a) of the Charter of the City of Seat Pleasant (the “Charter”), the City Council has the power to pass all such ordinances not contrary to the Constitution and laws of the State of Maryland or the Charter as it may deem necessary for the good government of the City; for the protection and preservation of the City’s property, rights, and privileges; for the preservation of peace and good order; and for securing persons and property from violence, danger, or destruction; and

WHEREAS, pursuant to § C-1304 of the Charter, the City shall have the power to do whatever may be necessary to protect City property and to keep all City property in good condition; and

WHEREAS, the City Council is concerned about individuals accessing City Hall during non-business hours without authorization and for purposes other than the conducting of City business, which unauthorized and improper access puts the City at risk; and

WHEREAS, the City Council is desirous of authorizing the City Administrator to establish hours of operation for City Hall and providing penalties for noncompliance therewith.

SECTION 1. BE IT ORDAINED BY THE SEAT PLEASANT CITY COUNCIL that Chapter 12 (City Hall), §§ 12-1 and 12-2 of the Code of the City of Seat Pleasant (1994 Edition, as amended) be and they are hereby enacted to read as follows:

§ 12-1. HOURS OF OPERATION.

- A. THE CITY ADMINISTRATOR WITH THE APPROVAL OF THE CITY COUNCIL IS AUTHORIZED AND EMPOWERED TO ESTABLISH REASONABLE HOURS OF OPERATION FOR CITY HALL, WHICH HOURS OF OPERATION SHALL START NO EARLIER THAN 7:00 A.M. AND END NO LATER THAN 6:00 P.M., MONDAY THROUGH FRIDAY.
- B. IN ESTABLISHING THE HOURS OF OPERATION SET FORTH IN SUBSECTION (A), THE CITY ADMINISTRATOR SHALL ALSO PROVIDE FOR THE FOLLOWING EXCEPTIONS OR DEVIATIONS FROM THE STANDARD HOURS OF OPERATION:
- (1) DATES ON WHICH A CITY COUNCIL MEETING OR OTHER CITY GOVERNMENT MEETING HAS BEEN SCHEDULED;
 - (2) CLOSING DUE TO LOCAL, STATE, OR FEDERAL HOLIDAYS;
 - (3) CLOSING DUE TO INCLEMENT WEATHER OR OTHER EMERGENCY; AND
 - (4) MATTERS OF URGENT CITY BUSINESS, WHICH SHALL REQUIRE WRITTEN AUTHORIZATION FROM THE CITY ADMINISTRATOR OR A MAJORITY OF THE CITY COUNCIL.

§ 12-2. VIOLATIONS; PENALTIES.

ANY INDIVIDUAL ATTEMPTING TO ACCESS CITY HALL OUTSIDE OF THE HOURS OF OPERATION ESTABLISHED BY THE CITY ADMINISTRATOR TO § 12-1 OF THIS CHAPTER SHALL, UPON CONVICTION, BE GUILTY OF A MUNICIPAL INFRACTION, WHICH SHALL BE PUNISHABLE BY A FINE OF \$500 FOR EACH OFFENSE. IN ADDITION, SUCH INDIVIDUALS MAY BE SUBJECT TO CRIMINAL PROSECUTION.

SECTION 2. AND BE IT FURTHER ORDAINED BY THE SEAT PLEASANT CITY COUNCIL that the Recitals to this Ordinance are incorporated herein and deemed a substantive part of this Ordinance.


SECTION 3. AND BE IT FURTHER ORDAINED BY THE SEAT PLEASANT CITY COUNCIL that all other ordinances or parts of ordinances or provisions of the Code of the City of Seat Pleasant (1994 Edition, as amended) in conflict with the provisions of this Ordinance or the property maintenance code adopted by this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 4. AND BE IT FURTHER ORDAINED BY THE SEAT PLEASANT CITY COUNCIL that the title of this Ordinance, or a condensed version thereof, shall be deemed to be, and is, a fair summary of this Ordinance for publication and all other purposes.

SECTION 5. AND BE IT FURTHER ORDAINED BY THE SEAT PLEASANT CITY COUNCIL that, if any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional by any court or competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions of this Ordinance, it being the intent of the City Council that this Ordinance shall stand, notwithstanding the invalidity of any section, subsection, sentence, clause, phrase, or portion hereof.

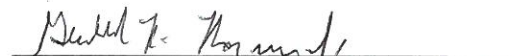
SECTION 6. AND BE IT FURTHER ORDAINED BY THE SEAT PLEASANT CITY COUNCIL that the City Clerk shall certify to the adoption of this ordinance, and cause the same or, to the extent permitted by the Charter, a fair summary of the same, to be published as required by law, and that this Ordinance shall become effective at the expiration of twenty (20) days following approval by the Mayor or passage by the City Council over the Mayor's veto.

COUNCIL OF THE CITY OF SEAT PLEASANT



John L. Higgs, Sr., Councilmember


Eugene F. Kennedy, Councilmember

Kelly Porter, Councilmember



Gerald R. Raynor, Sr., Councilmember


Elenora Simms, Councilmember



Aretha A. Stephenson, Councilmember


Reveral L. Yeargin, Councilmember

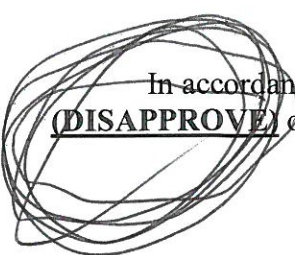
ATTEST:


Dashaun N. Lanham, CMC
City Clerk

This Ordinance was presented to the Mayor for his approval or disapproval pursuant to Section C-313 of the Charter for Seat Pleasant this 6th January, 2015



Dashaun N. Lanham, CMC
City Clerk



In accordance with Section C-313 of the Charter for Seat Pleasant, I hereby **(APPROVE)**
(DISAPPROVE) of this Ordinance this January 21, 2015.



Eugene W. Grant, Mayor

EXPLANATION:

CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

((Double Parenthesis)) indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike Out~~ indicates matter stricken from bill by amendment or
deleted from the law by amendment.